IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1441 of 2005 (M/B)

Kewal Bhardwaj S/o Vashudev Bhardwaj,
R/o M/s Bhardwaj Enterprises,
Gumaniwala, Syampur,
Rishikesh, District Dehradun. …….. Petitioner

Versus

1. State of Uttaranchal,
   through Secretary, Home,
   Dehradun, Uttaranchal.
2. Secretary, Finance Ministry,
   State of Uttaranchal, Dehradun.
3. Punjab National Bank,
   through its Manager,
   Main Branch, Haridwar Road,
   Rishikesh, Dehradun.
4. District Magistrate,
   Dehradun. ……. Respondents

Mr. N.C. Gupta, Standing Counsel for the State of Uttaranchal.
Mr. Rakesh Joshi, Advocate for respondent No. 3.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. P.C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Petitioner's counsel absent.

Mr. N.C. Gupta, Standing Counsel for the State of Uttaranchal appearing for respondents Nos 1,2 and 4.

Mr. Rakesh Joshi, Advocate for respondent No. 3.

2. As there is no representation on behalf of the petitioner, the writ petition is liable to be dismissed for want of prosecution.

3. That apart, in view of the dictum of the Apex Court in the case of Mardia Chemicals Ltd. and others Vs. Union of India and others reported in (2004) 4 SCC 311, the writ petition is not maintainable.

4. The writ petition, therefore, is dismissed for want of prosecution.

(P.C.Pant, J.) **(Rajeev Gupta, C.J.)**
27.02.2006 **27.02.2006**

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